

## NOTICE OF EMERGENCY RULE-MAKING

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S. §§6172, 6192, 6193 & 6194

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### BASIS STATEMENT

The Commissioner of the Maine Department of Marine Resources promulgates emergency Chapter 96.17, Area No. 100-B Boothbay, Pemaquid, Friendship and Spruce Head Areas previously amended on July 7, 2011. This notice creates a mussel, European oyster (*Ostrea edulis*), and carnivorous snail closure for all inshore waters out to the three nautical mile limit from Southport to Spruce Head due to PSP approaching unsafe levels. All existing pollution and red tide/PSP closures remain in effect. As authorized by 12 M.R.S. §§6172, 6192, 6193 & 6194 the Commissioner of Marine Resources adopts emergency amendments to Chapter 96.17.

**RULE TITLE AND SUBJECT:** Chapter 96.17, Area No. 100-B Boothbay, Pemaquid, Friendship and Spruce Head Areas

### TITLE & TEXT OF RULE:

- A. Effective immediately, because of paralytic shellfish poisoning (PSP), it shall be unlawful to dig, take or possess any mussels, European oysters (*Ostrea edulis*) or carnivorous snails taken from Maine coastal waters:

Ocean Point (East Boothbay) to Spruce Head (South Thomaston): east and north of a line beginning at the southern tip of Ocean Point (East Boothbay), then running true south to the three nautical mile limit; AND south of a line beginning at Waterman Beach (South Thomaston) running northeast to Fisherman Island then continuing southeast out to the northern tip of Matinicus Island; AND south of a line beginning at the Ocean Point Marina (East Boothbay) running east to the southern tip of Jones Point Road (South Bristol); AND south of a line beginning at the end of Back Shore Rd (Round Pond) running east to the southern tip of Cow Island then continuing northeast to Martin Point (Friendship); AND south of a line beginning at Stone Point (Cushing) running southeast to the opposite shore (St George).

EFFECTIVE DATE: May 24, 2012

EFFECTIVE TIME: 7:53 PM

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[http://www.maine.gov/dmr/rm/public\\_health/closures/closedarea.htm](http://www.maine.gov/dmr/rm/public_health/closures/closedarea.htm)

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**Maine Department of Marine Resources**  
**PSP Area No. 100-B**

Boothbay, Pemaquid, Friendship and Sprucehead Areas



5/24/12

